

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

In Re:

Chapter 7

Javier Castagnola

Case No. 8-14-75123

Debtor

Michaels Electrical Supply Corp.

Plaintiff

Adversary Proceeding No.
8-15-8163

against

Javier Castagnola

Defendant

Notice of Motion to Dismiss

Please take notice that upon the memorandum of law and all prior pleadings and proceedings in this action, defendant, debtor, Javier Castagnola will move this Court located at 290 Federal Plaza, Central Islip, New York 11722, before the Honorable Louis A. Scarcella on October 1,, 2015 at 11:00 AM for an Order dismissing the amended complaint pursuant to FRCP 12(b) on the basis that the complaint fails to state a cause of action upon which relief can be granted, awarding costs and attorney fees to defendant and for such other and further relief as the court deems appropriate.

Dated: September 3, 2015

s/ Lawrence Katz

Lawrence Katz

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